

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

BOARD OF TRUSTEES OF THE
LABORERS' DISTRICT COUNCIL
CONSTRUCTION INDUSTRY PENSION
FUND, *et al.*,

Plaintiffs,

v.

VG CONCRETE, LLC,
Defendant.

CIVIL ACTION
NO. 19-04642

FILED
FEB 07 2020
By KATE BARKMAN, Clerk
Dep. Clerk

ORDER

AND NOW, this 7th day of February 2020, upon consideration of Plaintiffs' Motion for Default Judgment (ECF No. 5) and Supplemental Appendix (ECF No. 7), it is ORDERED that:

- 1) Plaintiffs' Motion is GRANTED;
- 2) The Clerk of Court is DIRECTED to enter judgment in favor of Plaintiffs against VG Concrete in the amount of \$151,225.07;¹
- 3) VG Concrete shall PERMIT Plaintiffs' accountant to audit all records under its control to determine the amount of unpaid contributions and other amounts due under the collective bargaining agreement **on or before Tuesday, April 7, 2020**;

¹ This figure includes: (1) \$110,404.01 for unpaid contributions from October 1, 2016, to March 31, 2018; (2) interest of \$17,898.28; (3) another \$17,898.28; (4) \$1,800 in audit fees; and (5) \$3,224.50 in attorneys' fees and costs.

4) Plaintiffs may **MOVE TO AMEND** this judgment within **thirty days of the audit's completion**. With their motion, Plaintiffs shall **SUBMIT** to the Court a copy of the audit showing the total amount due, including all unpaid contributions, accrued interest, liquidated damages, audit costs, attorneys' fees and litigation costs. This material must **INCLUDE** all necessary documentation—e.g., affidavits, fee petitions, invoices or interest calculations.

BY THE COURT:



GERALD J. PAPPERT, J.